

MOTION #3-ALBANY MOTION DAY- 5/12/08 (argued in Binghamton, NY)

HONORABLE THOMAS J. MCAVOY, DISTRICT JUDGE - PRESIDING

CLERK: C. Ligas

STENO: V. Theleman

LC : S. Eisenberg

9:00 AM Court meets.

3. JOSHUA S. GOODRICH, et al

V.

3:06-CV-1435

WFS FINANCIAL, INC., et al

1. DEFTS RENAISSANCE RECOVERY SOLUTIONS, NY RECOVERY, WFS FINANCIAL MOTION FOR PARTIAL SUMMARY JUDGMENT [58] - **GRANTED IN PART / DENIED IN PART; and,**
2. PLTFS MOTION FOR SUMMARY JUDGMENT AS TO LIABILITY [59] - **DENIED; pltfs' FDCPA claims against defts Renaissance Recovery & NY Recovery are dismissed; pltfs' remaining claims are dismissed w/out prejudice. Atty Gallin directed to submit proposed order upon notice to pltfs' counsel w/in next 11 days.**

APPEARANCES: KENNETH HILLER, ESQ. FOR PLTFS

METHFESSEL, WERBEL LAW FIRM BY: FREDRIC GALLIN, ESQ. FOR DEFTS WFS Financial, Renaissance Recovery Solutions, NY Recovery

9:38 AM Court stands adjourned.